

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

HEADWATER RESEARCH LLC,

*Plaintiff,*

v.

T-MOBILE USA, INC. and SPRINT  
CORP.,

*Defendants.*

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CASE NO. 2:23-CV-00379-JRG-RSP  
(LEAD CASE)


**ORDER**

Defendants T-Mobile USA, Inc. and Sprint Corp. previously filed a Motion for Summary Judgment of Non-Infringement of U.S. Patent No. 9,215,613. (Dkt. No. 177.) Magistrate Judge Payne entered a Report and Recommendation recommending denial of T-Mobile and Sprint's Motion for Summary Judgment of Non-Infringement of U.S. Patent No. 9,215,613. (Dkt. No. 306.) T-Mobile and Sprint have now filed Objections (Dkt. No. 328), with Headwater Research LLC filing a Response (Dkt. No. 340).

After conducting a *de novo* review of the briefing on the Motion for Summary Judgment of Non-Infringement of U.S. Patent No. 9,215,613, the Report and Recommendation, and the briefing on T-Mobile and Sprint's Objections, the Court agrees with the reasoning provided within the Report and Recommendation and concludes that the Objections fail to show that the Report and Recommendation was clearly erroneous. Consequently, the Court **OVERRULES** T-Mobile and Sprint's Objections, **ADOPTS** the Report and Recommendation, and **ORDERS** that the Motion for Summary Judgment of Non-

Infringement of U.S. Patent No. 9,215,613 (Dkt. No. 177) is **DENIED**.

**So ORDERED and SIGNED this 24th day of July, 2025.**

  
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RODNEY GILSTRAP  
UNITED STATES DISTRICT JUDGE